

# Court of Appeals, State of Michigan

## ORDER

Terry VanKeuren v Argentine Twp Bd of Trustees

Docket No. 281038

LC No. 06-085019-CL

Elizabeth L. Gleicher  
Presiding Judge

E. Thomas Fitzgerald

Henry William Saad  
Judges

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The Court orders that the motion for immediate consideration is GRANTED.

The Court orders that the motion to allow dismissal of plaintiff-appellee's "public policy" tort claim is GRANTED, but only to the extent that this appeal is REMANDED to the trial court to allow plaintiff to file a motion to withdraw that claim. Proceedings on remand are limited to the voluntary dismissal of the "public policy" tort claim as proposed in plaintiff's motion before this Court. The stay of proceedings imposed by this Court is otherwise unaffected.

Within 14 days of the Clerk's certification of this order, plaintiff-appellee shall file a motion in the trial court to initiate the remand proceedings. **The trial court is to hear and decide the matter within 56 days of the Clerk's certification of this order.**

This Court retains jurisdiction in the cause, and the time for proceeding with the appeal in this Court begins upon issuance of an order in the trial court that finally disposes of the remand proceedings. The time for proceeding with the appeal begins 14 days from the date of certification of this order if the motion to initiate the remand proceedings is not filed in the trial court within the 14-day period.

Plaintiff-appellee is to file with this Court a copy of any motion filed in the trial court within 14 days of the Clerk's certification of this order. Plaintiff-appellee must also file with the Clerk of this Court copies of all orders entered on remand within 14 days after entry.



A true copy entered and certified by Sandra Schultz Mengel, Chief Clerk, on

MAR 18 2008  
Date

*Sandra Schultz Mengel*  
Chief Clerk